

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KAI KANG,

Plaintiff,

-against-

CITIBANK,

Defendant.

20-CV-6898 (CM)

ORDER DIRECTING PAYMENT OF FEE  
OR AMENDED IFP APPLICATION

COLLEEN McMAHON, Chief United States District Judge:

Plaintiff brings this action *pro se*. To proceed with a civil action in this Court, a plaintiff must either pay \$400.00 in fees – a \$350.00 filing fee plus a \$50.00 administrative fee – or, to request authorization to proceed without prepayment of fees, submit a signed *in forma pauperis* (“IFP”) application. *See* 28 U.S.C. §§ 1914, 1915.

Plaintiff submitted an IFP application, but his responses do not establish that he is unable to pay the filing fees. Plaintiff indicates that he does not have any income or “cash,” but states that he is living “from [his] own savings.” (ECF 1 at 2.) He further indicates that he has a brokerage account, though he “does not know [the] value” of that account. (*Id.*) Plaintiff’s application thus does not show that he is unable to pay the filing fees.

Accordingly, within thirty days of the date of this order, Plaintiff must either pay the \$400.00 in fees, or complete and submit an amended IFP application. If Plaintiff submits the amended IFP application, it should be labeled with docket number 20-CV-6898 (CM), and address the deficiencies indicated above by providing facts to establish that he is unable to pay the filing fees. If the Court grants the amended IFP application, Plaintiff will be permitted to proceed without prepaying the filing fees. *See* 28 U.S.C. § 1915(a)(1).

Plaintiff has consented to receive electronic service of Court documents. (ECF 3.) No summons shall issue at this time. If Plaintiff fails to comply with this order within the time allowed, the action will be dismissed.

The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore *in forma pauperis* status is denied for the purpose of an appeal. *Cf. Coppedge v. United States*, 369 U.S. 438, 444-45 (1962) (holding that appellant demonstrates good faith when seeking review of a nonfrivolous issue).

SO ORDERED.

Dated: August 27, 2020  
New York, New York

A handwritten signature in black ink, appearing to read "Colleen McMahon", is written over a horizontal line.

COLLEEN McMAHON  
Chief United States District Judge